

Sworn Criminal Complaint and Demand for Investigation – Formal Written Police Report Required

Submitted by: John R. Fouts, MBA

Location: Jefferson County, Kentucky

Date: 2025-06-29

Declaration Under Penalty of Perjury

I, John R. Fouts, submit this sworn statement under penalty of perjury pursuant to 28 U.S. Code § 1746. I affirm that the following is true and correct to the best of my knowledge and belief.

I. Overview

This sworn report outlines an interjurisdictional and interstate criminal conspiracy, involving federal and state actors, corporate entities, and judicial authorities, all operating under color of law. The scope includes constitutional violations, surveillance abuse, medical neglect, cyber intrusions, communications tampering, judicial obstruction, and attempted manslaughter/murder by systemic denial of protected rights.

I am a federally protected disabled individual and primary caregiver to my child, also disabled.

For years, I have documented systematic deprivation of civil rights, sabotage of legal processes, retaliation for whistleblowing, and suppression of life-sustaining services—all culminating in an intentional framework to render me incapacitated or dead.

These actions violate not only civil and constitutional statutes, but criminal codes at the federal and international level.

II. Criminal Statutes Violated

A. Civil and Constitutional Crimes

- 42 U.S. Code § 1983 – Deprivation of rights under color of law
- 42 U.S. Code § 1985/1986 – Conspiracy and failure to prevent conspiracy to interfere with civil rights
- Section 504 of the Rehabilitation Act
- Americans with Disabilities Act (ADA)
- Olmstead v. L.C. enforcement failures
- 1915(c) HCBS Waiver Program violations
- VAWA Title IV protections
- Violations of First, Fifth, and Fourteenth Amendments
- Treason against the U.S. Constitution
- Seditious conspiracy (18 U.S. Code § 2384)

B. Federal Racketeering and Fraud (RICO)

- 18 U.S. Code §§ 1961–1968 (RICO Act) – Engaging in a pattern of racketeering activity involving:
 - Mail fraud (18 U.S. Code § 1341)
 - Wire fraud (18 U.S. Code § 1343)
 - Obstruction of justice (18 U.S. Code § 1503)
 - Witness intimidation/retaliation (18 U.S. Code § 1512, § 1513)
 - Tampering with government functions, public records, and access to civil relief
 - Enterprise abuse across multiple organizations (courts, agencies, contractors)
- Violations occurred across federal and state jurisdictions, satisfying the interstate nexus
- RICO enterprise includes coordinated actions between:
 - Government bodies (judicial, administrative, enforcement)
 - Corporations (T-Mobile, ASUS, Apple, Google, Dropbox, etc.)
 - Agencies refusing oversight or enforcement (CISA, IC3, FCC, CMS, HHS, etc.)
- This is a multi-agency, inter-corporate pattern of collusion with the specific outcome of destroying access to housing, health, legal rights, digital security, and physical safety

C. Cyber and Communications Crimes

- 18 U.S. Code § 2511 – Unauthorized surveillance under the Wiretap Act
- 18 U.S. Code § 1030 – Computer Fraud and Abuse Act (CFAA)
- 18 U.S. Code § 1341 / § 1343 – Mail and Wire Fraud (interstate and international)
- Unlawful surveillance and compromised network activity confirmed across devices, including T-Mobile, ASUS, Dropbox, Apple, Google, Microsoft, Samsung, and other systems
- Tampering with communications infrastructure, router infiltration, firmware compromise, and mail interception, deflection, and redirection of both physical and digital mail.

D. Federal Fraud, Neglect, and Abuse

- False Claims Act violations – fraudulent billing, Medicaid fraud, and waiver violations
 - Misprision of felony (18 U.S. Code § 4) – Officials aware of felonies but failing to act
 - Obstruction of justice – including the sealing of filings (e.g., Docket 43 and 56-2) and denial of court access
 - Attempted manslaughter and murder under color of law – due to refusal of medical care, housing, food and safety
 - Systematic endangerment of life with documented irreversible medical progression during this timeline
-

III. Judicial and Institutional Obstruction

Judges, clerks, and administrative court personnel in multiple circuits blocked my access to justice:

- Northern District of California – improperly transferred case without due process and without ruling on any motions including my initial emergency motion filed 12/18/2024. Unlawfully and without due process transferred to KY and immediately closed – refusal to acknowledge due process or constitutional rights
 - Western District of Kentucky – sealed filings, refusal to hear mandamus or interlocutory appeals, administrative closures without rulings, refusal of judge to recuse despite open active complaint against him, refusal to acknowledge due process or constitutional rights.
 - Southern District of New York – filings disappeared, never docketed nor rejected
 - District of Columbia – labeled my child's civil rights case with a false P-204 (prisoner) flag when unlawfully transferred to KY without due process. We are not prisoners. The court doing this meant we would only have the same rights as a prisoner. Due process and constitutional rights all refused.
 - Sixth and Ninth Circuits – refusal to docket appeals, delivery failures for judicial complaints. Docket tampering in all courts and by all clerks offices.
 - Administrative Office of the Courts – no response to formal alerts and filings
 - FRAUD UPON THE COURT IN ALL JUDICIAL JURISDICTIONS
-

IV. Federal Agencies Contacted, All Refused to Intervene

I contacted all of the following federal bodies—none took action despite overwhelming evidence:

- DOJ, FBI, U.S. Marshals, U.S. Secret Service Cybersecurity Division (CSSS)

- CISA, IC3, FTC, FCC, CMS, HHS, OCR (ADA and 504 divisions)
 - EOUSA (including documented unlawful surveillance denial)
 - HUD, PIH, FHEO, Kentucky Commission on Human Rights
 - USDA (SNAP) and Department of Medicaid Services
 - CMS
 - All Congressional and Senatorial Committees contacted: Judiciary, Budget, Banking, HELP
 - Direct outreach to: Rand Paul, Mitch McConnell, JD Vance, Morgan McGarvey, Michael Demoukalus(sp)
 - President Trump, FBI Director Kash Patel, US Attorney General Pam Bondi, Governors Beshear (KY) and DeSantis (FL), Attorneys General of KY, TN, DC, WA, and CA.
-

V. Corporate Communications and Surveillance Evidence

T-Mobile

- Acknowledged abnormalities and unauthorized activity
 - Refused full account disclosure
- Explicitly stated:

Warrant Canary Implication

“Please note that we are not able to confirm or deny whether any such process or request has occurred.”

This phrasing is characteristic of sealed federal surveillance orders under FISA, NSLs, or similar authorities — effectively functioning as a warrant canary. If no order existed, T-Mobile could have lawfully said so.

- T-Mobile directed me to contact law enforcement in writing

“Contact law enforcement and provide them with a written report. Law enforcement can reach out to us directly with appropriate legal process.”

ASUS TUF Gaming A16

- Confirmed firmware-level compromise (UEFI/BIOS/NVRAM)
 - Memtest86+ revealed 73,450+ errors before freezing at 77%
 - Indicates memory-level tampering or backdoor
 - Other evidence has previously been submitted
-

VI. Medical and Housing Endangerment

- Denial of medically necessary stimulant dosage including additional obstacles from institutions, physicians afraid of liability, Kentucky Pharmacy Board, Kentucky Board of Medical Licensure, copper infusions, iron infusions, diagnostic imaging, and neurology care, among others
 - Water leak through ceiling fixture over the toilet at LMHA residence; ignored despite danger of electrocution and known and reported buildup of likely highly toxic mold around an individual with known immunocompromise without regard for life or survival despite known probability of harm by multiple individuals and agencies
 - Unlawful eviction despite valid Mainstream Housing Voucher, letter from physician stating likelihood of medical crises if unlawfully forced into eviction with physician also citing law, ADA, VAWA, 1915c, 504, and Olmstead Act protections
 - Obstruction by: LMHA, New Chestnut Ridge Apartments LLC, Second Home AHDC, Marion House, The Ole Home Place AHDC, Access AHDC, DCBS, APS, CPS, and Kentucky's Medicaid Waiver authorities, KY Medicaid, KY DPO, KBML, KY Pharmacy Board, VIDA Management Inc, BEITEL, and others
 - SNAP terminated unlawfully; 95% - 99% of medical costs excluded from calculations despite federal law requiring them to be evaluated and deducted thus increasing SNAP but instead, me and my child were wrongfully denied, and continue to be...
 - Additionally I received a notice of my child being discontinued from Humana MCO, but my child is a child of a fully disabled worker under SSA SSDI Title II.
-

VII. Request for Immediate Action

I am requesting and demanding that this report be filed immediately and formally as a criminal complaint. Please:

1. Acknowledge and file this report
 2. Preserve and protect forensic and testimonial evidence
 3. Assign an investigator or investigators with the authority to bring criminal charges and start the process of prosecution!
 4. Initiate multi-agency criminal investigation into:
 - Unlawful surveillance
 - Judicial conspiracy
 - Medical endangerment
 - Treason and sedition
 - Attempted murder and manslaughter under color of law
 5. Contact T-Mobile Executive Office per their directive, and subpoena records
 6. Treat this report as a matter of federal urgency and with immediacy
-

Exhibits to Be Attached (Upon Submission)

- EOUSA FOIA denial letter
- T-Mobile executive letters (2)
- Screenshot of Memtest86+ errors (73,450+ at 77%)
- My sworn declaration
- Other exhibits on field test mode, docket filings, and screenshots (as feasible)

Signed,

John R. Fouts, MBA

P. 502.956.0052 ADA Text Only Line

E. icreateupwardspirals@gmail.com